

Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 02751 090455 Z

47

ACTION EB-11

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

AGR-20 CEA-02 CIAE-00 COME-00 DODE-00 FRB-02 H-02

INR-10 INT-08 L-03 LAB-06 NSAE-00 NSC-10 PA-03 AID-20

CIEP-02 SS-15 STR-08 TAR-02 TRSE-00 USIA-12 PRS-01

OMB-01 OIC-04 IO-13 RSR-01 /225 W

----- 041443

R 081403 Z JUN 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 9722

INFO AMEMBASSY MANILA

USMISSION EC BRUSSELS

USMISSION OECD PARIS

LIMITED OFFICIAL USE GENEVA 2751

EO 11652: N/ A

TAGS: GATT, ETRD, RP

SUBJ: PHILIPPINE PROVISIONAL ACCESSION TO GATT

REF: STATE 108979

BEGIN SUMMARY: GATT WP AUTHORIZED SECRETARIAT DRAW UP
DRAFT DECISION AND DRAFT DECLARATION ON PROVISIONAL
ACCESSION TO GATT. WP WILL RECONVENE IN APPOROXIMATELY
THREE WEEKS TO CONSIDER DRAFTS AND TO APPROVE REPORT
RECORDING DERAILED ORAL REPLIES BY PHILIPPINE DELEGATION
TO QUESTIONS POSED RE GOP TRADE POLICY. EXAMINATION
INDICATES SEVERAL GOP PRACTICES MAY BE INCONSISTENT
WITH GATT RULES BUT THIS NOT CONSIDERED OBSTACLE TO
ACCESSION. DECISION TO INVITE GOP TO PARTICIPATE IN
GATT WORK AND ACCOMPANYING DECLARATION ON PROVISIONAL
ACCESSION MAY GO TO GATT COUNCIL BEFORE AUGUST HOLIDAYS.
END SUMMARY

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 02751 090455 Z

2. WORKING PARTY MET FOR SIX HOURS JUNE 7 TO EXAMINE PHILIPPINE REQUEST FOR PROVISIONAL ACCESSION. PHILIPPINE DEL HEADED BY AMB BRILLANTES ABLY ASSISTED BY TARIFF COMMISSIONER MRS. RAZON HARESCO AND CENTRAL BANK ASSOCIATE DIRECTOR ROBERTO GARCIA AND OTHERS. PHILIPPINE DEL FIELDED LL QUESTIONS WELL, MAKING GOOD IMPRESSION ON WP BY FREQUENT REAFFIRMATION OF INTENTION RESPECT GATT RULES IF PROVISIONAL ACCESSION REQUEST GRANTED. SECRETARIAT PREPARING DETAILED REPORT OF MEETING IN ORDER PUT PHILIPPINE ANSWERS TO QUESTIONS ON RECORD. THIS REPORT EXPECTED BE AVAILABLE IN ABOUT ONE WEEK.

3. THERE WAS SOME PROBING BY JAPANESE AND CANADIAN REPS ABOUT FUTURE INTENTIONS OF PHILIPPINES AND US WITH RESPECT TO LAUREL- LANGLEY. BRILLANTES DREW ATTENTION TO SCHEDULED TERMINATION MID-1974 BUT DECLINED BE DRAWN INTO SPECULATION ABOUT ANY EXTENSION. US REP (CULBERT) MADE NO DIRECT COMMENT ON L- L BUT, UN REPLY CANADIAN REQUEST FOR CONFIRMATION US- GOP RELATIONS WOULD BE ON " MFN BASIS ACROSS- THE- BOARD" AFTER MID-1974, NOTED TRADE REFORM ACT INCLUDES REQUEST FOR AUTHORITY EXTEND GENERALIZED PREFERENCES TO LDCS. IN REPLY JAPANESE REQUEST FOR SECRETARIAT OPINION ABOUT LEGAL POSITION OF REINTRODUCTION US- PHIL PREFERENCES AT SOME FUTURE DATE, ASST DG MATHUR OPINED THIS SEEMED TO BE TECHNICALLY PERMISSIBLE UNDER GATT ARTICLE I:2. JAPANESE REP EXPRESSED HOPE THERE WOULD BE OPPORTUNITY TO CONSULT IN GATT IF SUCH EVENTUALITY AROSE. US REP DID NOT REPLY.

4. QUESTION- AND- ANSWER PROCEDURE RE PHILIPPINE TRADE POLICY BROUGHT OUT FOLLOWING POINTS WHICH ONE OR MORE DELEGATIONS BELIEVED NOT CONSISTENT WITH GATT:

- (A) IMPORT PROHIBITIONS OF SELECTED AGRICULTURAL PRODUCTS;
- (B) CUSTOMS VALUATION RULE THAT SALES AT LESS THAN FAIR VALUE CONSTITUTES PRIMA FACIE EVIDENCE OF INJURY;
- (C) ANTI- DUMPING RULE PRECLUDING ALLOWANCE FOR TAX REBATES IN CALCULATION OF PURCHASE PRICE;
- (D) EXCESSIVE COSTS OF CONSULAR INVOICES.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 GENEVA 02751 090455 Z

WP NOTED, HOWEVER, THAT PRACTICE OF ALL CPS IN ACCEDING TO GATT IS (PER PROTOCAOL OF PROVISIONAL APPLICATION) TO APPLY PARTS II AND III OF GATT TO FULLEST EXTENT NO INCONSISTENT WITH EXISTING LEGISLATION, AN EXCAPE CLAUSE OPEN TO PHILIPPINES AS WELL. SEVERAL REPS NOTED HOWEVER THEIR GOVERNMENTS MIGHT WISH TO URGE PHILIPPINES TO CONSIDER REVISION OF PRACTICES INCON-

SISTENT WITH GATT.

5. WP REVIEW INDICATED WIDE SUPPORT FOR ACCEPTANCE OF
PHILIPPINE REQUEST TO ACCEDE PROVISIONALLY TO GATT.
WP AUTHORIZED SEC TO PREPARE DRAFT DECISION AND DRAFT
DECLARATION ALONG LINES TUNISIAN PROVISIONAL ACCESSION
(BISD 8, PAGES 14-16) FOR REVIEW BY WP. AT USDEL
REQUEST, THERE WILL BE AT LEAST TWO WEEKS BETWEEN CIR-
CULATION OF REPORT ON JUNE 7 MEETING AND DATE OF NEXT
MEETING IN ORDER PERMIT REVIEW IN CAPITALS BEFORE
SUBMISSION TO GATT COUNCIL FOR ACTION. BASSIN

LIMITED OFFICIAL USE

NNNNMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 08 JUN 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: elyme
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973GENEVA02751
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: n/a
Errors: n/a
Film Number: n/a
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730619/aaaajbgs.tel
Line Count: 131
Locator: TEXT ON-LINE
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 20 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <20-Aug-2001 by kelleyw0>; APPROVED <16-Oct-2001 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> wfs 980206
Subject: PHILIPPINE PROVISIONAL ACCESSION TO
TAGS: ETRD, RP, GATT
To: EB
EC BRUSSELS
MANILA
OECD PARIS
SECSTATE WASHDC
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

